

FOR FURTHER INFORMATION CONTACT: William R. Blanton, Jr., Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) publishes final determinations of Base (1-percent-annual-chance) Flood Elevations (BFEs) and modified BFEs for communities participating in the National Flood Insurance Program (NFIP), in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

The Federal Emergency Management Agency makes the final determinations

for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Assistant Administrator for the Mitigation Directorate of FEMA has resolved any appeals resulting from this notification.

Correction

■ Accordingly, in final rule FR Doc. E7-18260 published on September 17, 2007, (72 FR 52796), the following corrections are made to 44 CFR part 67:

§ 67.11 [Corrected]

■ 1. On page 52798, in § 67.11, in the table with center heading Cleveland

County, North Carolina, and Incorporated Areas, the flooding source(s), location of referenced elevation, the effective and modified elevation in feet and the communities affected for flooding source “Brushy Creek Tributary 6”, and on page 52811, in § 67.11, in the table with the center heading Randolph County, North Carolina, and Incorporated Areas, the flooding source(s), location of referenced elevation, the effective and modified elevation in feet and the communities affected for flooding source “Dodsons Lake Tributary 2”, needs to be corrected to read as follows:

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
<p style="text-align: center;">* * * * *</p> <p style="text-align: center;">Cleveland County, North Carolina, and Incorporated Areas Docket No.: FEMA-B-7711</p>			
<p style="text-align: center;">* * * * *</p>			
Brushy Creek Tributary 1 of Tributary 6.	At the confluence with Brushy Creek Tributary 6. Approximately 820 feet upstream of Barbee Road.	+752 +780	Cleveland County (Unincorporated Areas).
<p style="text-align: center;">* * * * *</p> <p style="text-align: center;">Randolph County, North Carolina, and Incorporated Areas Docket Nos.: FEMA-D-7630, FEMA-D-7686, and FEMA-D-7694</p>			
<p style="text-align: center;">* * * * *</p>			
Dodsons Lake 2	At the confluence with Dodsons Lake Approximately 0.3 mile upstream of the confluence with Dodsons Lake.	+613 +626	Randolph County (Unincorporated Areas).
<p style="text-align: center;">* * * * *</p>			

Dated: December 6, 2007.

David I. Maurstad,

*Federal Insurance Administrator of the National Flood Insurance Program,
Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. E7-25296 Filed 12-27-07; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs

and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

ADDRESSES: The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: William R. Blanton, Jr., Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of FEMA has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain

management in flood-prone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This final rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This final rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

■ Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

■ 1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

■ 2. The tables published under the authority of § 67.11 are amended as follows:

State	City/town/county	Source of flooding	Location	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. (modified)
City of Lynchburg, Virginia Docket No.: FEMA—B-7715				
Virginia	City of Lynchburg	Burton Creek	Confluence with Blackwater Creek	+660
			Approximately 1800 feet upstream of Wards Ferry Road.	+758
		Burton Creek Tributary No. 1.	Confluence with Burton Creek	+758
			Approximately 1.0 mile upstream of confluence with Burton Creek.	+870
		Tributary No. 2	Confluence with Burton Creek Tributary No. 1.	+767
			Approximately 950 feet upstream of Wade Land.	+844
		Tributary No. 3	Confluence with Burton Creek	+758
			Approximately 2300 feet upstream of confluence with Burton Creek.	+841
		Tributary No. 4	Confluence with Burton Creek	+755
			Approximately 0.5 mile upstream of Wards Ferry Road.	+836
		Tributary No. 5	Confluence with Burton Creek	+755
			Approximately 850 feet upstream of confluence with Burton Creek.	+768
		Tributary No. 6	Confluence with Burton Creek	+720
			Approximately 1250 feet upstream of confluence with Burton Creek.	+757
		Rock Castle Creek ...	Confluence with Burton Creek	+740
			Just upstream of Wards Ferry Road	+810
		Tributary No. 4	Confluence with Rock Castle Creek	+758
			Approximately 1500 feet upstream of railroad spur.	+843
		Tributary No. 5	Confluence with Rock Castle Creek	+740
			Approximately 200 feet upstream of Lynchburg Expressway.	+783
		Tributary No. 6	Confluence with Rock Castle Creek	+740

State	City/town/county	Source of flooding	Location	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. (modified)
			Approximately 800 feet upstream of Edge-wood Drive.	+804

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**City of Lynchburg**

Maps are available for inspection at 900 Church Street, 2nd Floor Planning Division, Lynchburg, VA 24504.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground (modified)	Communities affected
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Pearl River County, Mississippi, and Incorporated Areas
Docket No.: FEMA-B-7720

East Hobolochitto Creek.	Just upstream of West Union Road	+86	Pearl River County (Unincorporated Areas).
Jumpoff Creek	Approximately 420 feet upstream of Savannah Millard Road	+147	
	At the confluence with East Hobolochitto Creek	+162	Pearl River County (Unincorporated Areas).
Juniper Creek	Just upstream of Norfolk Southern Railroad	+238	
	At the confluence with East Hobolochitto Creek	+166	Pearl River County (Unincorporated Areas).
Long Branch	Approximately 1,900 feet upstream of Dupont-Harris Road	+252	
	At the confluence with West Hobolochitto Creek	+72	Pearl River County (Unincorporated Areas).
Mill Creek No. 1	Approximately 6,900 feet upstream of Nelle Burkes Road	+161	
	At the Pearl River-Hanconk County Boundary	+79	Pearl River County (Unincorporated Areas).
No. 3	Approximately 4,800 feet upstream of Mill Creek 2 Tributary 4	+175	
	Approximately 170 feet upstream of Boley Bypass Road	+54	Pearl River County (Unincorporated Areas).
No. 4	Approximately 14,600 feet upstream of Highway 11	+180	
	Just upstream of the dam	+91	Pearl River County (Unincorporated Areas).
West Hobolochitto Creek.	Approximately 6,200 feet upstream of Rock Ranch Road	+143	
	Approximately 600 feet downstream of Henleyfield-McNeill Road	+98	Pearl River County (Unincorporated Areas).
White Sand Creek	Approximately 200 feet upstream of Highway 26	+130	
	At the confluence with West Hobolochitto Creek	+129	Pearl River County (Unincorporated Areas).
Wolf River	Approximately 4,050 feet upstream of White Sand Creek Tributary 7	+247	
	Approximately 16,100 feet downstream of McNeill-McHenry Road	+120	Pearl River County (Unincorporated Areas).
	Approximately 2,500 feet upstream of Highway 11	+241	

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground (modified)	Communities affected
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ADDRESSES**Pearl River County (Unincorporated Areas)**

Maps are available for inspection at Department of Planning and Development, 167 Savannah-Millard Road, Poplarville, MS 39470.

**Warren County, Virginia, and Incorporated Areas
Docket No.: FEMA-B-7705**

North Fork Shenandoah River.	Confluence with South Fork Shenandoah River	+498	Warren County (Unincorporated Areas).
	Town of Front Royal Corporate Limits (approximately 1.46 miles upstream of confluence with Shenandoah River).	+498	
South Fork Shenandoah River.	Confluence of Punches Run	+500	Warren County (Unincorporated Areas).
	Town of Front Royal Corporate Limits (just upstream of Catlett Mountain Road and Luray Avenue).	+506	

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

ADDRESSES**Warren County (Unincorporated Areas)**

Maps are available for inspection at 220 North Commerce Avenue, Suite 400, Front Royal, VA 22630.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: December 14, 2007.

David I. Maurstad,

*Federal Insurance Administrator of the National Flood Insurance Program,
Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. E7-25288 Filed 12-27-07; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF TRANSPORTATION**Federal Railroad Administration****49 CFR Part 225**

[FRA-2007-0018]

Adjustment of Monetary Threshold for Reporting Rail Equipment Accidents/Incidents for Calendar Year 2008

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Final rule.

SUMMARY: This rule increases the rail equipment accident/incident reporting threshold from \$8,200 to \$8,500 for certain railroad accidents/incidents involving property damage that occur during calendar year 2008. This action is needed to ensure that FRA's reporting

requirements reflect cost increases that have occurred since the reporting threshold was last computed for calendar year 2007.

DATES: *Effective Date:* This regulation is effective January 1, 2008.

FOR FURTHER INFORMATION CONTACT:

Arnel B. Rivera, Staff Director, Office of Safety Analysis, RRS-22, Mail Stop 17, FRA, 1200 New Jersey Avenue, SE., West Building 3rd Floor, Washington, DC 20590 (telephone 202-493-1331); or Sandra S. Ries, Trial Attorney, Office of Chief Counsel, RCC-10, Mail Stop 10, FRA, 1200 New Jersey Avenue, SE., West Building 3rd Floor, Washington, DC 20590 (telephone 202-493-6047).

SUPPLEMENTARY INFORMATION:

Background

A "rail equipment accident/incident" is a collision, derailment, fire, explosion, act of God, or other event involving the operation of railroad on-track equipment (standing or moving) that results in damages to railroad on-track equipment, signals, tracks, track structures, or roadbed, including labor costs and the costs for acquiring new equipment and material, greater than the reporting threshold for the year in which the event occurs. 49 CFR 225.19(c). Each rail equipment accident/incident must be reported to FRA using the Rail Equipment Accident/Incident

Report (Form FRA F 6180.54). 49 CFR 225.19(b) and (c). Paragraphs (c) and (e) of 49 CFR 225.19 provide that the dollar figure that constitutes the reporting threshold for rail equipment accidents/incidents will be adjusted, if necessary, every year in accordance with the procedures outlined in appendix B to part 225 to reflect any cost increases or decreases. 61 FR 30940 (June 18, 1996); 61 FR 60632 (November 29, 1996); 61 FR 67477 (December 23, 1996); 62 FR 63675 (December 2, 1997); 63 FR 71790 (December 30, 1998); 64 FR 69193 (December 10, 1999); 65 FR 69884 (November 21, 2000); 66 FR 66346 (December 26, 2001); 67 FR 79533 (December 30, 2002); 70 FR 75414 (December 20, 2005); 72 FR 1184 (January 10, 2007).

New Reporting Threshold

Approximately one year has passed since the rail equipment accident/incident reporting threshold was revised. 72 FR 1184 (January 10, 2007). Consequently, FRA has recalculated the threshold, as required by § 225.19(c), based on increased costs for labor and increased costs for equipment. FRA has determined that the current reporting threshold of \$8,200, which applies to rail equipment accidents/incidents that occur during calendar year 2007, should increase by \$300 to \$8,500 for